

1

STEVEN J. IGNATZ

2

you they don't -- they may not have a

3

complainant form. They may have gotten

4

a phone call, can you look into this.

5

That would be it. It says go look into

6

it. They did it. You were a police

7

officer.

8

MR. PURICELLI: Yes. I

9

was for 15 years.

10

MR. HENZES: People file

11

complaints. The supervisor says go look

12

into this. Okay. They go.

13

MR. PURICELLI: I know

14

from my 15 years when somebody calls for

15

official action we document it. We

16

don't put it in a report.

17

MR. HENZES: There it is.

18

BY MR. PURICELLI:

19

Q. Since '82 when you start a police

20

action is it your experience that you start

21

with at least an incident report and then do

22

your report?

23

A. I'm not sure your definition of

24

incident report.

25

Q. Okay. You were a municipal

1

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2 police officer and they haven't changed the
3 last 19 years since I've been gone and the 15
4 that I was. The little tiny thin piece of
5 paper that's called incident report, okay
6 that, generally initiates or starts an
7 investigation.

8

Is that true?

9

A. Generally.

10

Q. Generally.

11

A. Yes.

12

Q. Okay. So I'm relying on my 33

13

years now in this area and I haven't seen it

14

change. So if it has, please tell me, but I

15

always understood that you started something

16

with at least initiating a number and you did

17

that by creating an incident report and then

18

starting your report, which is different from

19

the incident report.

20

Isn't that true?

21

A. We didn't do -- in CLEAN we

22

didn't do such a thing as an incident report.

23

Q. Okay. Did you have a system that

24

was different than the State Police's

25

policies about how to initiate complaints and

1

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2 reports?

3 A. Those reports were documented on
4 general investigation report.

5 Q. Okay. All right. And to get the
6 general investigation report you have to have
7 an assignment.

8 Correct?

9 A. Yes.

10 Q. You have to get a number assigned
11 to it.

12 Correct?

13 A. Right.

14 Q. Which means there has to be a
15 document with who's assigning the person.

16 Isn't that correct?

17 A. Yes.

18 Q. All right. Did you see any
19 document in the CLEAN report that you signed
20 off on to show who it was that was the person
21 who caused the initiation of that
22 investigation?

23 A. I do not recall seeing such a
24 document.

25 Q. Okay. Now, when you went to --

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2 we were talking about money before we got off
3 on this tangent which Randy and I sometimes
4 do. All you wanted to do was see a report in
5 hand.

6

Correct?

7

A. That was our objective. Yes.

8

Q. Is there any reason in the world

9 you couldn't have picked up the phone and
10 said e-mail me, FAX me, mail me a copy of
11 your report to verify your NCIC entry?

12

A. I think we just wanted to see it

13

in person. I don't know what the reason was

14

for it, but we generally did not have them

15

FAXed in. We went to the departments to see

16

them in person.

17

Q. Why?

18

A. It's just how it was done.

19

Q. Okay. Was there any rule or

20

regulations that that's how it's to be done?

21

A. I'm not sure.

22

Q. Okay. Didn't we testify earlier

23

before today that you never before and never

24

ever since went out just to see if a report

25

of a missing person was in hand at the police

2 department?

3 A. No. I don't recall going out for
4 that particular type of complaint afterwards.

5 Q. Okay. Would you agree with me
6 cost effective wise, budget wise it's a lot
7 cheaper to get an e-mail attachment or a FAX
8 in or even mailed to you the report the
9 department has as opposed to sending two
10 people down for five hours and 300 and some
11 dollars?

12 A. I would agree with that, sir.

13 Q. Okay. Would you agree with me
14 that it is the policy of the State Police to
15 try to minimize costs, not increase them?

16 A. Yes.

17 Q. Okay. Now, aside from talking to
18 Trooper Fultz who other than he did you talk
19 to about the investigation?

20 Now, I'm going to be fair
21 to you here because I know you talked to your
22 attorney. Exclude him. We know you talked
23 to the Township's attorney because you said
24 it in your deposition. Exclude him. I know
25 you talked to the Sean Welby and the

1

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2 arbitrator. So exclude them. We know you
3 talked to those.

4 Anybody else?

5 A. Up until the time that I got
6 sued, no. I didn't -- it was nothing I
7 thought twice about.

8 Q. Okay.

9 A. After I got sued of course I
10 talked to some people.

11 Q. Who would the people be?

12 A. My wife.

13 Q. Forget that. You've got spousal
14 immunity there.

15 A. Okay.

16 Q. Anybody else?

17 A. My current commanding officer,
18 I've told him, you know, that I was subject
19 of a federal lawsuit.

20 Q. Who is that?

21 A. Captain Neal at Troop D in
22 Butler.

23 Q. Anybody else you can think of?

24 A. Probably the secretary at CLEAN.
25 When I did correspondence she would get it

1

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2 and may have some questions about it.

3 Q. And what's her name?

4 A. Sandy or Sandra Spiegelmeyer.

5 Q. And what did you ask?

6 A. I don't recall asking her

7 anything, but, you know, I probably sent her

8 the correspondence saying this is regarding

9 the Newtown case. Here's my preliminary

10 notes or whatever for correspondence to go

11 out to the police chief.

12 Q. All right. I'm trying to figure

13 out what all that means. I mean, you know

14 what it means in your head. You say notes.

15 What notes?

16 A. What I would do is I would draft

17 a letter and send it to her for correction,

18 you know, for grammar, proofreading and so

19 forth. I always thought it was best to have

20 two sets of eyes.

21 MR. HENZES: Prior to

22 being sued.

23 MR. PURICELLI: Because

24 that's the job. I see.

25 MR. HENZES: You asked him

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2 who he talked about it to.

3 BY MR. PURICELLI:

4 Q. So you basically just sent her
5 your notes of the letter you ultimately sent
6 out.

7 A. Yes, sir.

8 Q. Okay. Aside from that, anybody
9 else?

10 A. Lieutenant Hile.

11 Q. And what did you talk to
12 Lieutenant Hile about?

13 A. I just said there was no CLEAN
14 violation.

15 Q. Okay. And you had told me that
16 before --

17 A. Yes.

18 Q. -- once the investigation was
19 done.

20 Anybody else?

21 A. Not that I can think of, sir.

22 Q. How did you know to call
23 Lieutenant Hile?

24 A. I'm not sure. I think I just
25 knew that he was staff services -- I think he

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2 was staff services lieutenant there and
3 that's generally who handles that type of
4 thing for a troop.

5 Q. Okay. Did you look up anything
6 or ask your secretary to get you a number?

7 I mean, I'm trying to
8 figure out how you knew then to physically
9 call him to make this report to.

10 A. I think I just knew that it came
11 out of Troop F and I looked up the staff
12 services lieutenant's name and/or we have a
13 directory and I just called him to let him
14 know.

15 Q. But we can agree that the FR
16 regulations require you to notify the
17 complainant.

18 Correct?

19 MR. HENZES: The
20 complainant in this instance of the BPR
21 or the CLEAN?

22 BY MR. PURICELLI:

23 Q. The CLEAN.

24 A. I don't think there is such a
25 requirement to notify complainant for a CLEAN

2 violation.

3 Q. You don't believe the FR requires
4 that?

5 A. I don't believe it does.

6 Q. You're familiar with the three
7 section of FR.

8 A. Somewhat.

9 Q. Somewhat?

10 A. (Nods head up and down.)

11 Q. Okay. Now, in your testimony you
12 had indicated you were not interested in a
13 jurisdictional issue. I think your buzz
14 words were we're not the jurisdictional
15 police.

16 A. That's true. I still believe
17 that.

18 Q. And you still believe that.
19 Okay.

20 So jurisdiction never was
21 an issue of the investigation.

22 Correct?

23 A. That's correct.

24 Q. Just whether the report was in
25 hand.

2

Correct?

3

A. That's all our concern was.

4

Q. Okay. All right. Now, when you

5

went down to the township did you hand out

6

business cards?

7

A. Probably.

8

- - -

9

(Exhibit Ignatz-1, marked

10

for identification.)

11

- - -

12

BY MR. PURICELLI:

13

Q. Lieutenant, I'm showing you what

14

we've had marked as Ignatz-1. I'm going to

15

represent to you it's a copy of two cards

16

provided to me by my client. I'll ask you if

17

you recognize these cards or any of the

18

cards.

19

A. I believe those are cards that --

20

that's my business card from when I was in

21

CLEAN and looks like Trooper Fultz's business

22

card for CLEAN.

23

Q. Do these documents at all help to

24

refresh your memory as to whether or not the

25

two of you had provided your business cards

2 when you went down to Newtown Township?

3 A. I assume that we gave them out,
4 but I don't remember doing that.

5 Q. Okay.

6 A. It was common to give out cards
7 when I dealt with people.

8 Q. Okay. Now, do you know who Shawn
9 W. Sankey is, S-A-N-K-E-Y?

10 A. He is an auditor or he was. I'm
11 not sure if he's still there or not. He was
12 an auditor with CLEAN section.

13 Q. Was he involved in any way, shape
14 or form in the investigation that we've been
15 talking about; your visit to look and see if
16 a report?

17 A. Not that I know of. He came just
18 before I left CLEAN in September of 2007, I
19 believe. I don't remember the date he
20 transferred in, but it wasn't long before I
21 had left. I don't think he was involved with
22 this case at all.

23 - - -

24 (Exhibit Ignatz-2, marked
25 for identification.)

2

- - -

3 BY MR. PURICELLI:

4

Q. I'm showing you what's been

5

marked as Ignatz-2 described as a

6

December 12, 2007 letter on State Police

7

letterhead. Appears to be signed by a

8

Corporal Shawn W. Sankey.

9

Did I accurately describe

10

this document, Lieutenant?

11

A. Yes, sir.

12

Q. Is that, in fact, the letterhead

13

of the CLEAN department for the State Police?

14

A. Yes, sir.

15

Q. Okay.

16

A. Well, it's State Police

17

letterhead.

18

Q. Okay.

19

A. Doesn't say CLEAN on it or

20

anything.

21

Q. Right.

22

That would be the

23

letterhead letter paper --

24

A. That's what they typically used.

25

Q. -- used by CLEAN?

2 A. Yes, sir.

3 Q. Okay. That's a fair way to
4 describe it.

5 Now, on December 12, 2007
6 were you still the supervisor for CLEAN?

7 A. No, sir.

8 Q. Okay. Did Corporal Sankey take
9 over for you?

10 A. No, sir. Another lieutenant took
11 over for me.

12 Q. Okay. Now, the first
13 paragraph -- well, did you know Corporal
14 Shawn Sankey?

15 A. Yes, sir.

16 Q. Had you become familiar with his
17 signature?

18 A. I believe that to be his
19 signature. From what I can remember that
20 looks like his signature.

21 Q. Okay. Is there any reason you
22 could believe or tell me that this particular
23 document I'm showing you is not authentic?

24 A. No.

25 Q. Okay. Now, this December 12,